

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: R. O'Farrell et al.

Serial No.: 10/820,567

Conf. No.: 8559

Customer
No.: 33123

Filed: April 7, 2004

For: *SYSTEM AND METHOD FOR CONTEXT
SENSITIVE MOBILE DATA AND SOFTWARE
UPDATE*

Art Unit: 2681

Examiner: Not assigned



CERTIFICATE OF MAILING
PURSUANT TO 37 CFR 1.8

I hereby certify that this correspondence and the attached papers are being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated below in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

11/17/04
Date

Michelle M. Mandy
Signature

**INFORMATION DISCLOSURE STATEMENT
IN ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This Information Disclosure Statement (IDS) is filed pursuant to 37 C.F.R. § 1.97(b). This IDS is submitted prior to the mailing of a first Office Action on the merits, and therefore no fee should be due. If, however, it is determined that a fee is due, then any fees that might be due in connection with filing this paper may be charged to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this IDS that is prepared in accordance with 37 C.F.R. §§ 1.97-1.98. Form PTO-SB/08A and Form PTO-SB/08B (2 pages), and copies of the cited documents, are provided for filing in connection with the above-captioned application.

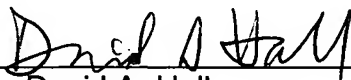
**U.S. Serial No. 10/820,567
R. O'Farrell et al.
Information Disclosure Statement**

The documents listed on the attached Forms PTO/SB/08A, 08B are in the English language. All documents were cited in communications from a foreign patent office or bureau in connection with a counterpart foreign application. Copies of the communications, International Search Report for International PCT Application PCT/US2004/001909 (item F) and International Search Report for International PCT Application PCT/US2004/010938 (item G), are also provided. Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. § 1.97(h), the filing of this IDS shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(b) exists.

Applicant respectfully requests that the Examiner review the references and make them of record in the file history of the above-captioned application.

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By: 
David A. Hall
Registration No. 32,233

Attorney Docket No. 07300-6276
Address all correspondence to:
HELLER, EHRMAN, WHITE & McAULIFFE LLP
4350 La Jolla Village Drive, 7th Floor
San Diego, CA 92122-1246
Telephone: (858) 450-8400 Facsimile: (858) 450-8499
EMAIL: dhall@hewm.com

SD 688200 v1
(07300.6276)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	2
-------	---	----	---

Complete if Known

Application Number	10/820,567
Filing Date	04/07/2004
First Named Inventor	R. O'Farrell
Art Unit	2681
Examiner Name	not yet assigned
Attorney Docket Number	07300-6276

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	D	GB2346716A	08/16/2000	Y. Huang		
	E	EP1083482A2	03/14/2001	T. Adachi		

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/820,567
Filing Date	04/07/2004
First Named Inventor	R. O'Farrell
Art Unit	2681
Examiner Name	Not yet assigned
Attorney Docket Number	07300-6276

Sheet 2 of 2

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	F	International Search Report for PCT Application No. PCT/US2004/001909.	
	G	International Search Report for PCT Application No. PCT/US2004/010938.	
	H	SYNCML CONSORTIUM: "SyncML Sync Protocol, version 1.0", SYNCML, December 7, 2000, pp. 1-60.	
	I	M. Butrico et al., "Enterprise Data Access from Mobile Computers: An End-to-end Story", IEEE, February 28, 2000, pp. 9-16.	
	J	"Remote Substriction Services", IBM Technical Disclosure Bulletin, Vol. 37, No. 6B, June 1, 1994, pp. 263-264.	

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.